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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/067,875	02/05/2002	Timothy R. Kane	END920020006US1	6282

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HOFFMAN WARNICK LLC		
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EXAMINER	
LIN, KENNY S	

ART UNIT	PAPER NUMBER
2452	

NOTIFICATION DATE	DELIVERY MODE
09/24/2010	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

PTOCommunications@hoffmanwarnick.com



HOFFMAN WARNICK LLC
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In re Application of: Timothy R. KANE, et al.
Application No. 10/067,875
Filed: February 05, 2002
For: SYSTEM AND METHOD FOR ROUTING
DATA BY A SERVER

**DECISION SUA SPONTE
WITHDRAWING HOLDING
OF ABANDONMENT**

This is a decision, *sua sponte*, withdrawing the holding of abandonment of the above-identified application.

This application is held abandoned for failure to timely file a reply to the Board of Patent Appeals and Interferences Decision mailed July 13, 2010. The Notice of Abandonment was mailed on Sept 21, 2010.

37 CFR 1.198 states:

When a decision by the Board of Patent Appeals and Interferences on appeal has become final for judicial review, prosecution of the proceeding before the primary examiner will not be reopened or reconsidered by the primary examiner **except under the provisions of § 1.114 or § 41.50** of this title without the written authority of the Director, and then only for the consideration of matters not already adjudicated, sufficient cause being shown.

MPEP 1214.07 states:

... if the amendment is submitted with a request for continued examination (RCE) under 37 CFR 1.114 and the fee set forth in 37 CFR 1.17(e), prosecution of the application **will be reopened** and the **amendment will be entered**. See MPEP § 706.07(h), paragraph XI.

A review of the file record indicates that a Request for Continued Examination dated Sept 13, 2010 was timely filed based upon the mailing date of Board decision. Thus, the Notice of Abandonment mailed Sept 21, 2010 was premature.

Although no petition or request to withdraw the holding of abandonment in this application has been filed, **the holding of Abandonment is hereby withdrawn.**

The application is being forwarded to the appropriate personnel for processing the Request for Continued Examination filed Sept 13, 2010.

/Kim Huynh/

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